

1 **JOSEPH J. WISEMAN, ESQ., CSBN 107403**  
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7 **Attorney for Defendant**  
8 **CRAIG E. SWANSON**

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11 **IN THE UNITED STATES DISTRICT COURT**  
12 **FOR THE EASTERN DISTRICT OF CALIFORNIA**  
13 **SACRAMENTO DIVISION**

14 UNITED STATES OF AMERICA, ) Case No. CR S-03-289 LKK  
15 )  
16 Plaintiff, ) **ORDER RE RESTITUTION ORDER**  
17 )  
18 vs. ) DATE: February 6, 2007  
19 ) TIME: 9:30 a.m.  
20 CRAIG E. SWANSON, ) CTRM: 4, Hon. Lawrence K. Karlton  
21 )  
22 Defendant. )  
23 )  
24 )  
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30 TO: MCGREGGOR SCOTT, UNITED STATES ATTORNEY, AND TO THE ASSISTANT  
31 UNITED STATES ATTORNEY ASSIGNED TO THIS CASE:

32 PLEASE TAKE NOTICE THAT on February 6, 2007, at 9:30 a.m., or as soon thereafter  
33 as the matter can be heard, in Courtroom 4 of the above-entitled court, defendant, CRAIG  
34 SWANSON ("SWANSON"), by and through undersigned counsel, will move, and hereby does  
35 move, for an order modifying the terms of restitution ordered in this case.

36 SWANSON is making this motion on the ground that at sentencing, the court ordered all  
37 Medicare funds payable to SWANSON for professional medical services rendered that are being  
38 processed in the Department of Health and Human Services' Prepayment Review procedure and  
39 are currently suspended, be applied to the restitution ordered in this case.

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1 In bringing this motion SWANSON is relying on this Notice of Motion, the transcripts of  
2 the sentencing hearing attached hereto as Exhibit A, the file and records in this case, and any  
3 evidence to be adduced at the hearing of this matter.

4 Dated: January 9, 2007

Respectfully submitted,

5 JOSEPH J. WISEMAN


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7 By: /s/ Joseph J. Wiseman  
JOSEPH J. WISEMAN

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9 Attorney for Defendant  
CRAIG E. SWANSON

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12 **ORDER**

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14 GOOD CAUSE HAVING BEEN SHOWN, IT IS HEREBY ORDERED THAT  
15 all Medicare funds payable to defendant, CRAIG SWANSON, for professional medical services  
16 rendered that are being processed in the Department of Health and Human Services' Prepayment  
17 Review procedure and are currently suspended, be applied to the restitution ordered in this case,  
18 if said funds are released to the defendant.

19  
20 Dated: February 13, 2007

21   
22 LAWRENCE K. KARLTON  
23 SENIOR JUDGE  
24 UNITED STATES DISTRICT COURT  
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